



Docket No.: 1080.1045CIPD3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Fumio NAGASHIMA

Serial No. 09/765,380

Group Art Unit: 2122

Confirmation No. 1046

Filed: January 22, 2001

Examiner: Vo, Ted T.

For: METHOD FOR STORING SOFTWARE OBJECTS FROM EXISTING SOFTWARE
COMPONENTS (AS AMENDED)

PETITION TO ACCEPT DELAYED CLAIM FOR PRIORITY

UNDER 35 U.S.C. § 119 AND 37 CFR. § 1.55(C)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant's provisionally petition the Commissioner to accept a late claim of priority to Japanese Patent Application No. 9-171782 filed in Japan on 27 June 1997. The parent application, U.S. Serial No. 08/919,254 was filed in the United States on August 28, 1997. On that date, there was no requirement that a claim for foreign priority be timely made. The rules of 37 C.F.R. § 1.55(c) came into effect on November 29, 2000 over three years after the parent application was filed.

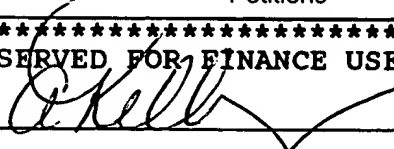
MPEP Section 201.14 addresses the effective date of the timeliness requirement for filing a claim for priority. Section 201.14 is excerpted below:

201.14 Right of Priority, Formal Requirements [R-2]

For nonprovisional applications filed prior to November 29, 2000, the requirements of the statute are (a) that the applicant must file a claim for the right and (b) he or she must also file a certified copy of the original foreign application. . . . Where a claim for priority under 35 U.S.C. 119(b) has not been made in the parent application, the claim for priority may be made in a continued prosecution application (CPA) filed under 37 CFR 1.53(d)

Adjustment date: 08/31/2006 AKELLEY
04 09/05/06 JADDC1 00000010 193935 09765380
1370.00 CR

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND				
1 Date of Request: 08/03/06		2 Serial/Patent # 09/765,380		
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
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			<div style="border: 1px solid black; display: inline-block; padding: 2px;"> 1 9 -- 3 9 3 5 </div>	
X	No Fee Due (Explanation):			
Office picked-up priority claim (no petition necessary).				
11 REFUND REQUESTED BY:				
TYPED/PRINTED NAME: Derek L. Woods		TITLE: Attorney		
SIGNATURE: _____		PHONE: 2-3232		
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APPROVED: 		DATE: 8/31/06		

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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